

1 THE HONORABLE BARBARA J. ROTHSTEIN

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6 **UNITED STATES DISTRICT COURT**  
7 **WESTERN DISTRICT OF WASHINGTON**

8 MARK GLINOCA, JAMES SMITH, JENNIFER  
9 STEPHENS, CHARLES POPP, RUDOLPH  
10 WINN, STEPHANIE MILLER, KARLA  
11 WILLIAMS, and CHRIS JARVIS on behalf of  
themselves and a class of all others similarly  
situated,

12 Plaintiffs,

13 v.

14 T-MOBILE USA, INC.,

15 Defendant.  
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No. 2:21-cv-01245-BJR

**STIPULATED MOTION AND ORDER  
TO STAY PROCEEDINGS PENDING  
JPML'S RULING ON TRANSFER**

**STIPULATED MOTION AND ORDER  
TO STAY PROCEEDINGS  
(No. 2:21-cv-01245-BJR) - 1**

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1 Under Western District of Washington Local Rules 7(d)(1) and 10(g), Plaintiffs Mark  
2 Glinoga, James Smith, Jennifer Stephens, Charles Popp, Rudolph Winn, Stephanie Miller, Karla  
3 Williams, and Chris Jarvis, and Defendant T-Mobile USA, Inc. (together “the Parties”), hereby  
4 stipulate to stay all proceedings and deadlines in this action until the Judicial Panel on Multidistrict  
5 Litigation (“JPML”) rules on the pending motion to transfer under 28 U.S.C. § 1407 (“MDL  
6 Petition”). *See In re: T-Mobile Customer Data Sec. Breach Litig.* (“*In re: T-Mobile*”), MDL No.  
7 3019 (ECF No. 1). In support of this stipulated motion, the Parties state:

8 Plaintiffs filed this case on September 13, 2021. *See* ECF No. 1. In a related case, this  
9 Court recently granted T-Mobile’s motion requesting a stay pending the JPML’s ruling on the  
10 MDL Petition, finding:

11 Any delay arising from a stay is likely to be short, and Plaintiffs  
12 have not demonstrated that any significant prejudice would result  
13 from a short stay. A stay is also likely to conserve judicial resources,  
14 as well as the parties’ resources, until the JPML decides whether  
(and if so, where) to transfer the dozens of similar cases for  
coordinated or consolidated pretrial proceedings.

15 *Daruwalla v. T-Mobile USA, Inc.*, No. 2:21-cv-01118-BJR (W.D. Wash. Oct. 29, 2021) (ECF No.  
16 39). The Parties therefore respectfully request that the Court enter a short stay of all proceedings  
17 here, including the deadlines for responding to the complaint, filing any motion to dismiss or  
18 moving to compel arbitration, until the JPML rules on the MDL Petition.

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(No. 2:21-cv-01245-BJR) - 2

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1 Dated: December 1, 2021

2 By: /s/ Steve Y. Koh

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4 Kathleen M. O'Sullivan, WSBA No. 27850  
5 Lauren J. Tsuji, WSBA No. 55839

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1 **ORDER**

2 IT IS SO ORDERED.

3 Dated this 2nd day of December, 2021.

4 s/Barbara J. Rothstein  
5 Barbara J. Rothstein  
6 U.S. District Court Judge

7 Presented by:

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